

RULE

Department of Social Services Office of Family Support

Delinquent Child Support Collection by Revenue and Taxation Department (LAC 67:III.2543)

The Department of Social Services, Office of Family Support, has amended the Louisiana Administrative Code, Title 67, Part III, Subpart 4, Support Enforcement Services (SES), the child support enforcement program.

Pursuant to Act 894 of the Regular Session of the 1995 Louisiana Legislature and to further improve enforcement of child support orders, SES will refer certain delinquent claims to the Department of Revenue and Taxation for assistance in collection. In particular, the rule may assist SES with regard to delinquent obligors who are self-employed. The rule will establish the agency's role in this referral process.

Title 67

SOCIAL SERVICES

Part III. Office of Family Support

Subpart 4. Support Enforcement Services

Chapter 25. Support Enforcement

Subchapter M. Cooperation with Other State Agency

§2543. Department of Revenue and Taxation

A. Support Enforcement Services may refer support cases to the Department of Revenue and Taxation which can use any means available under law to collect delinquent court-ordered child support payments. SES will provide to the obligor a 30-day advance notice prior to referral.

B. Criteria for referral include cases in which the obligor is not making regular child support payments at least equal to the monthly obligation; income assignment cannot be used; the obligor is delinquent \$1,000 or more; and there is an indication that the obligor may have assets which could be seized to pay the delinquency.

C. The Department of Revenue will refer information to SES when an obligor indicates that collection would result in undue hardship to the health and welfare of his family. SES will review the case and render a decision on continuance within 45 days.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:236.9.

HISTORICAL NOTE: Promulgated by the Department of Social Services, Office of Family Support, LR 22: (March 1996).

Madlyn B. Bagneris
Secretary

9603#028